

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY *RG* D.C.

05 NOV -2 PM 4: 23

MORGAN & THORNBURG, INC.,

Plaintiffs,

v.

Civil Action No.: 05-2109 M1/V

M.A. MORTENSON COMPANY,  
FEDERAL INSURANCE COMPANY, and  
AMERICAN HOME ASSURANCE  
COMPANY,

Defendants,

NEW MEMPHIS ARENA PUBLIC BUILDING  
AUTHORITY OF MEMPHIS & SHELBY  
COUNTY,

Intervening Defendant  
and Third-Party Plaintiff,

v.

ELLERBE BECKET, INC.,

Third-Party Defendant

---

JOINT RULE 16(b) REVISED SCHEDULING ORDER

---

After the initial Scheduling Order was entered in this case on April 22, 2005, two additional parties were added: New Memphis Arena Public Building Authority of Memphis & Shelby County, and Ellerbe Becket, Inc.

The following joint proposed new schedule has been submitted to the Court and is approved as follows:

IT IS HEREBY ORDERED THAT

47

1. Amending Pleadings: December 31, 2005 will be the deadline for amended pleadings.
2. Completion of Plaintiff's discovery: Plaintiff must complete its discovery on or before March 31, 2006.
3. Completion of Defendants' discovery: Defendants must complete their discovery on or before June 30, 2006.
4. Initial Motions to Dismiss: the parties must file initial motions to dismiss on or before June 30, 2006.
5. Disclosure of Plaintiff's Rule 26 expert information and expert report: the Plaintiff must disclose its Rule 26 expert information on or before December 31, 2005.
6. Disclosure of Defendants' Rule 26 expert information and expert report: the Defendants must disclose their Rule 26 expert information on or before March 31, 2006.
7. Expert witness depositions for Plaintiff: Plaintiff must complete its expert witness deposition of Defendants' experts on or before May 15, 2006.
8. Expert witness depositions for Defendants: Defendants must complete their expert witness deposition of Plaintiff's experts on or before May 15, 2006.
9. Filing dispositive motions: the parties must file their dispositive motions on or before June 15, 2006. The non-movant shall have thirty (30) days to respond and the movant shall be granted, if the Court permits, fifteen (15) days to reply or may request leave of the Court for additional time to reply.
10. Dates for the Pretrial Order, Pretrial Conference, and Jury Trial will be set by the Court.

ENTERED THIS 1<sup>st</sup> DAY OF November, 2005.

Diane K. Vesco  
HON. DIANE K. VESCOVO  
UNITED STATES MAGISTRATE JUDGE

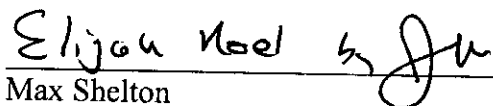
Ralph Golden by Jim  
Ralph D. Golden  
Golden & Mathis  
6389 Quail Hollow, Suite 201  
Memphis, Tennessee 38120  
*Attorney for Plaintiff*

Fred Jones by Jim  
Fred E. Jones, Jr.  
Memphis City Attorney  
125 N. Main Street, Suite 336  
Memphis, Tennessee 38103  
*Attorney for New Memphis Arena  
Public Building Authority of Memphis  
& Shelby County*

John Branson by Jim  
John R. Branson  
Butler, Snow, O'Mara, Stevens & Cannada  
Suite 500  
6075 Poplar Avenue  
Memphis, Tennessee 38119  
*Attorney for New Memphis Arena  
Public Building Authority of Memphis  
& Shelby County*

John Houseal by Jim  
John J. Houseal, Jr.  
Van D. Turner, Jr.  
Glankler Brown PLLC  
1700 One Commerce Square  
Memphis, Tennessee 38103  
*Attorney for M.A. Mortenson Company  
and American Home Assurance*

James Hartnett by Jim  
James Hartnett IV  
Sara Van Norman  
Faegre & Benson, LLP  
2200 Wells Fargo Center  
90 South Seventh Street  
Minneapolis, Minnesota 55402-3901



Max Shelton

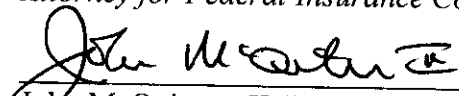
Elijah Noel

Harris Shelton Hanover Walsh PLLC

2700 One Commerce Square

Memphis, Tennessee 38103

*Attorney for Federal Insurance Company*



John McQuiston, II (TN Bar No. 7806)

EVANS & PETREE

1000 Ridgeway Loop Road, Suite 200

Memphis, Tennessee 38120

*Attorney for Ellerbe Beckett, Inc.*

K:\jmcquiston\Ellerbe Becket 13698-30001 and 30002\Morgan & Thornberg Suit\Pleadings\Order Joint Revised Schedule.doc



## Notice of Distribution

This notice confirms a copy of the document docketed as number 47 in case 2:05-CV-02109 was distributed by fax, mail, or direct printing on November 3, 2005 to the parties listed.

---

John I. Houseal  
GLANKLER BROWN, PLLC  
One Commerce Square  
Suite 1700  
Memphis, TN 38103

Don L Hearn  
GLANKER BROWN  
One Commerce Square  
Ste 1700  
Memphis, TN 38103

Max Shelton  
HARRIS SHELTON DUNLAP COBB & RYDER  
2700 One Commerce Sq.  
Memphis, TN 38103

Elijah Noel  
HARRIS SHELTON DUNLAP COBB & RYDER  
One Commerce Square  
Ste. 2700  
Memphis, TN 38103

James J. Hartnett  
FAEGRE & BENSON  
2200 Wells Fargo Center  
90 S. Seventh St.  
Minneapolis, MN 55402--390

John R. Branson  
BUTLER SNOW O'MARA STEVENS & CANADA, PLLC  
6075 Poplar Ave.  
Ste. 500  
Memphis, TN 38119

John McQuiston  
STOKES BARTHOLOMEW EVANS & PETREE, P.A.  
1000 Ridgeway Loop Rd.  
Ste. 200  
Memphis, TN 38120

Van Davis Turner  
GLANKLER BROWN  
One Commerce Sq.  
Ste. 1700  
Memphis, TN 38103

Fred E. Jones  
CITY ATTORNEY'S OFFICE-Memphis  
125 N. Main Street  
Ste. 314  
Memphis, TN 38103

Ralph D. Golden  
GOLDEN LAW FIRM  
6389 Quail Hollow  
Ste. 201  
Memphis, TN 38120

Honorable Jon McCalla  
US DISTRICT COURT